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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of :
Pal Maliga, et al. : Examiner: Not Yet Assigned
Serial No. 10/663,241 : Group Art Unit: 1623
Filed: September 16, 2003 :
For: "PLASTID PROMOTERS FOR :
TRANSGENE EXPRESSION IN :
THE PLASTIDS OF HIGHER :
PLANTS" :

Certificate of Mailing Under 37 CFR §1.8(a)

I hereby certify that this Correspondence is being deposited on August 19, 2004 with the United States Postal Service as first-class mail in an envelope properly addressed to COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, VA 22313-1450.


Janice M. Nightlinger

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REQUEST FOR LISTING OF REFERENCES

Applicant in the above-identified application is submitting herewith a Form PTO-1449 listing references that were considered and made of record in connection with Applicants' parent U.S. Application No. 09/445,283, filed December 3, 1999.

It is respectfully requested that the references included in the Form PTO-1449 submitted herewith be listed on the face of the patent granted on the above-identified application, in accordance with the following provisions of §609 of the Manual of Patent Examining Procedure:

[T]he examiner will consider information which has been considered by the Office in a parent application when examining (A) a continuation application filed under 37 CFR 1.53(b) or filed under former 37 CFR 160, (B) a divisional application filed under 37 CFR 1.53(b) or filed under form 37 CFR 1.60, or (C) a continuation-in-part application filed under 37 CFR 1.53(b). Such information need not be resubmitted in the continuing application unless applicant desires the information to be printed on the patent.

In the event any fee is due in connection with the consideration of this request, the Commissioner is authorized to charge any such fee to the account of the undersigned attorneys, Deposit Account No. 04-1406.

Respectfully submitted,

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Enclosure

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FORM PTO-1449	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO. RUT.97-0097	APPL. NO. 09/445,283
INFORMATION DISCLOSURE STATEMENT BY APPLICANT(S)		APPLICANT Pal Maliga, et al	
(Use several sheets if necessary)		FILING DATE December 3, 1999	GROUP 1638

AUG 23 2004
USPTO
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U.S. PATENT DOCUMENTS

Examiner Initial	DOCUMENT NUMBER							DATE	NAME		CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
	A1	5	8	7	7	4	0	2	03/02 1999	Maliga, et al.			01/31/94

FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION YES NO
B1	Pub. No. 0 251 654 A2 App. No. 87305573.5	Filing date 06/23/87	EPO			

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

	C1	Gabor L. Igloi, et al. Nucleotide sequence of the maize chloroplast <i>rpo</i> B/C ₁ /C ₂ operon: Comparison between the derived protein primary structures from various organisms with respect to functional domains - Mol Gen Genet (1990) 221:379-394
	C2	Wilhelm Gruisse, et al., Analysis of promoter regions for the spinach chloroplast <i>rbcL</i> , <i>atpB</i> and <i>psbA</i> genes - The EMBO Journal Vol. (1985) 4, No. 13A, 3375-3383
	C3	Christopher D. Rock, et al. The maize plastid <i>psbB-psbF-petB-petD</i> gene cluster: spliced and unspliced <i>petB</i> and <i>petD</i> RNAs encode alternative products - Curr Genet (1987) 12:69-77
	C4	Zs. Schwarz, et al. The primary structure of 16S rDNA from Zea mays chloroplast is homologous to <i>E. coli</i> 16S rRNA - Nature Vol. 283 21 February 1980
	C5	Alan D. Blowers, et al. Transcriptional Analysis of Endogenous and Foreign Genes in Chloroplast Transformants of <i>Chlamydomonas</i> - The Plant Cell (Nov. 1990) 2, 1059-1070
	C6	Guang-Ning Ye, et al. Optimization of delivery of foreign DNA into higher-plant chloroplasts - Plant Molecular Biology (1990) 15:809-819
	C7	Jeffrey M. Staub, et al. Accumulation of D1 polypeptide in tobacco plastids is regulated via the untranslated region of the <i>psbA</i> mRNA - The EMBO Journal (1993) Vol. 12, No. 2, 601-606

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609;
 Draw line through citation if not in conformance and not considered. Include copy of this form
 with next communication to applicant.

FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY. DOCKET NO. RUT.97-0097	APPL. NO. 09/445,283
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FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION YES NO

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

	C8	Adrian K. Clarke, et al. Identification and expression of the chloroplast <i>c1pP</i> gene in the conifer <i>Pinus contorta</i> - Plant Molecular Biology (1994) 26: 851-862
	C9	J.C. Gray, et al. Nucleotide sequence of a wheat chloroplast gene encoding the proteolytic subunit of an ATP-dependent protease - Plant Molecular Biology (1990) 15: 947-950
	C10	Eric Sun, et al. In Vitro Analysis of the Pea Chloroplast 16S rRNA Gene Promoter - (Dec. 1989) Vol. 9, No. 12, 5650-5659
	C11	H. Daniell, et al. Transient Expression of β -glucuronidase in different cellular compartments following biotic delivery of foreign DNA into wheat leaves and calli. - Plant Cell Reports (1991) 9:615-619

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